

XAVIER BECERRA
 Attorney General of California
 MYUNG J. PARK
 Supervising Deputy Attorney General
 LINDA L. GANDARA, State Bar No. 194667
 MICHAEL S. DORSI, State Bar No. 281865
 Deputy Attorneys General
 455 Golden Gate Avenue, Suite 11000
 San Francisco, CA 94102-7004
 Telephone: (415) 510-3802
 Fax: (415) 703-5480
 E-mail: Michael.Dorsi@doj.ca.gov
Attorneys for Defendants

IN THE UNITED STATES DISTRICT COURT
 FOR THE NORTHERN DISTRICT OF CALIFORNIA

MIYOKO'S KITCHEN,

Plaintiff,

v.

**KAREN ROSS, in her official capacity as
 Secretary of the California Department of
 Food and Agriculture, and STEPHEN
 BEAM, in his official capacity as Branch
 Chief of the Milk and Dairy Food Safety
 Branch,**

Defendants.

3:20-cv-00893-RS

**DEFENDANTS' REQUEST FOR
 JUDICIAL NOTICE IN SUPPORT OF
 REPLY (FRCP 12(B)(1))**

Date: June 25, 2020
 Time: 1:30 p.m.
 Courtroom: 3¹
 Judge: Honorable Richard Seeborg

Trial Date: Not Set
 Action Filed: February 6, 2020

¹ Defendants are aware that, in accordance with Northern District of California General Order No. 72, the Court will not hold oral in-person argument, and will hold a telephonic or videoconference argument if the judge determines that a hearing is necessary.

1 TO THE COURT, ALL PARTIES, AND THEIR ATTORNEYS:

2 Pursuant to Federal Rule of Evidence 201, Defendants Karen Ross, in her official capacity
3 as Secretary of the California Department of Food and Agriculture, and Stephen Beam, in his
4 official capacity as Branch Chief of the Milk and Dairy Food Safety Branch request that this
5 Court take judicial notice of the attached document.

6 The document to be judicially noticed is the Stop Sale Order issued by the Florida
7 Department of Agriculture and Consumer Services, Bureau of Dairy Industry to Ocheesee
8 Creamery, with the cover sheet and ECF filing stamp from its filing in the matter of *Ocheesee*
9 *Creamery, LLC v. Putnam*, Northern District of Florida Case No. 4:14-cv-621 as ECF No. 1-3.
10 The document is filed in another federal district court, is available on PACER, and its authenticity
11 can be readily confirmed. *See* Fed. R. Evid. 201(b)(2).

12
13 Dated: June 9, 2020

Respectfully Submitted,

14 XAVIER BECERRA
15 Attorney General of California
16 MYUNG J. PARK
Supervising Deputy Attorney General

17 /s/ Michael S. Dorsi
18 MICHAEL S. DORSI
19 Deputy Attorney General
20 *Attorneys for Defendants*
21
22
23
24
25
26
27
28